7W 5 1 5003

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

ALBERTONE, ET AL.

CASE NO.: AD-6649 US NA

SERIAL NO.: 09/670,529

**GROUP ART UNIT: 1771** 

FILED: SEPTEMBER 27, 2000

EXAMINER: JENNIFER . A. BOYD

FOR: LAMINATE STRUCTURE

**AMENDMENT** 

Assistant Commissioner for Patents Washington, DC 20231

Sir:

In response to the Office Action dated July 17, 2002, having a period for response extended to January 17, 2003, by the accompanying petition for a three month extension of time, please enter the following amendment and consider the following remarks.

## **IN THE CLAIMS:**

Please cancel claims 3 and 10.

Please amend claims 1, 2, 7, 11 and 12 as shown. A marked-up version of the amended claims is attached.

- 1. (amended) A laminate structure comprising:
  - (i) a substrate layer comprising a woven or non-woven material,
- (ii) a moisture vapor control layer comprised of a polymer film attached to said substrate and adjacent to said substrate,
- (iii) a tie layer comprising one or more copolymers comprising from about 30 to about 90 weight percent ethylene co-monomer units and from about 10 to about 70 weight percent vinyl acetate co-monomer units, said tie layer being adjacent to said moisture vapor control layer such that said moisture vapor control layer is positioned between said substrate layer and said tie layer,
- (iv) a layer comprising one or more copolyetherester(s) in an amount of at least 50 weight percent based on the total amount of polymer in the layer, said copolyetherester-containing layer being adjacent to said tie layer and on a surface of the tie layer remote from the substrate layer, and wherein

MVTR<sub>CAS</sub> > MVTR<sub>SAC</sub>

MELETAED JWN 52, 5000

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

Complete if Known					
Application Number	10/670,529 09670529				
Filing Date	September 27, 2000				
First Named Inventor	Yannick Albertone				
Examiner Name	Jennifer A. Boyd				
Group / Art Unit	1771				
Attorney Docket No.	AD 6649 US NA				

METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)						
☐ Check ☐ (	Credit card	Money DO	ther None	3. ADI	DITIONA	L FEES			- · <del></del>
☑ Deposit Acco	unt:	Oldei		Large	Entity	Smal	I Entity		
I — '				Fee	Fee	Fee	Fee	Fee Description	Fee
Deposit Account Number  Deposit Account		1051	(\$) 130	2051	(\$) 65	Surcharge - late filing fee or oath	Paid		
		1051	50	2051	25	Surcharge - late provisional filing fee or	<u> </u>		
1				1052	50	2052	25	cover sheet.	1
Deposit Account Name E. I. du Pont de Nemours and Company		1053	130	1053	130	Non-English specification			
		1812	2,520	1812	2,520	For filing a request for reexamination			
Name The Commissioner is authorized to: (check all that apply)			1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
☐ Charge fee(s) indicated below ☐ Credit any overpayments ☐ Charge any additional fee(s) during the pendency of this application			1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
☐ Charge fee(s) indicated below, except for the filing fee to the			1251	110	2251	55	Extension for reply within first month		
above-identified deposit account.  FEE CALCULATION			1252	410	2252	205	Extension for reply within second month		
		ALCULATION		1253	930	2253	465	Extension for reply within third month	930.00
1. BASIC FILI				1254	1,450	2254	725	Extension for reply within fourth month	
Large Entity	Small Entity			1255	1,970	2255	985	Extension for reply within fifth month	
Fee Fee	Fee Fee	Fee Descripti		1401	320	2401	160	Notice of Appeal	
	Code (\$)	11000 . 60 6	Fee Paid	1402	320	2402	160	Filing a brief in support of an appeal	E
1	2001 375	Utility filing fee		1403	280	2403	140	Request for oral hearing	
	2002 165 2003 260	Design filing fee Plant filing fee		1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1004 750	2004 375	Reissue filing fe	е	1452	110	2452	55	Petition to revive – unavoidable	
1005 160	2005 80	Provisional filling	g fee	1453	1,300	2453	650	Petition to revive - unintentional	
				1501	1,300	2501	650	Utility issue fee (or reissue)	
SUBTOTAL (1) (\$) 0.00		1502	470	2502	235	Design issue fee			
2. EXTRA CLAIN	M FEES	-		1503	630	2503	315	Plant issue fee	
		Extra F	ee from Fee	1460	130	1460	130	Petitions to the Commissioner	
L —			elow Paid	1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
Total Claims	-3** =		18 = 0	1806	180	1806	180	Submission of Information Disclosure	
Claims Multiple	^			8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
Dependent L	Small Entity	×	280 =	1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
Large Entity Fee Fee	Fee Fe	 8 _	ee Description	1810	740	2810	370	For each additional invention to be examined (37 CFR § 1.129(b))	
Code (\$) 1202 18	Code (\$) 2202 9	Claims in exc		1801	750	2801	375	Request for Continued Examination (RCE)	7
1201 84	2201 42	•	claims in excess of 3	1802	900	1802	900	Request for expedited examination of a	777
1203 280	2203 140		endent claim, if not paid					design application	O'
1204 84	2204 42	original pater							
1205 18	2205 9	** Reissue cl over original	aims in excess of 20 an patent	7					
SUBTOTAL (2) (\$) 0.00			*Redu	ced by B	asic Fili	ng Fee P	aid SUBTOTAL (3) (\$) 930.00		
**or number pre	viously paid, if	greater; For Reis	sues, see above						. : :

SUBMITTED BY	JBMITTED BY Complete (if applicable)							
Name (Print/Type)	Ame K)Jamholm	Registration No. (Attorney/Agent)	30,396	Telephone	(302)992-2394			
Signature	hat. X	lw		Date	January 16, 2003			

WARNING: Information of this form may become public. Credit card Information should not be Included on this form. Provide credit card Information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducint this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office,

## Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Patents Washington, D.C. 20231

Date

Jessel Honcor
Signature

JEANETTE HANCOCK
Type or printed name of person signing Certificate

Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

09/670,529 AD6649 US NA

Note:

Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(B) Request for Continued Examination

Fee Transmittal

Statement in Support of Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(B)

Attachments A, B, C, D

Copy of Amendment, Petition for Extension of Time, Fee Transmittal, Application Data Sheet, ISO 2411 previously submitted January 16, 2003

Postcard

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.